

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 1245 of 1995

Hon'ble MR.JUSTICE Y.B.BHATT

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

PRABHABEN ARVINDKUMAR BARAD

Versus

D.B. AGARWAL

Appearance:

MR KV SHELAT for Petitioners
UNSERVED-EXPIRED (N) for Respondent No. 1
NOTICE SERVED for Respondent No. 2

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 18/10/1999

ORAL JUDGEMENT

1. Heard the learned counsel for the petitioners.
Respondent no.1 is shown to have expired. However, he is
survived by his son respondent no.2. The respondent no.2
shall, therefore, be shown as heir of respondent no.1.
2. On the facts and circumstances of the case it
appears that according to the learned counsel for the

petitioners, the interests of justice would best be served not necessarily by deciding the present revision on technicalities or on merits, but by directing the trial court to dispose of the pending suit as expeditiously as possible and in any case not later than 31st March 2000. It is so accordingly directed. It is clarified that the interim relief granted by interim order dated 4th September 1995 in the present revision shall continue to operate until the suit is finally heard and disposed of.

3. This revision is accordingly disposed of. Rule is discharged with no order as to costs.

18.10.199 (Y.B. BHATT J.)